

In the claims:

1. (Cancelled herein)

2. (Cancelled herein)

3. (Cancelled herein)

4. (Cancelled herein)

5. (Cancelled herein)

6. (New) A device for picking up refuse comprising:

a disposable, deformable refuse container,

an elongated handle, said handle having an outer hollow member and inner shaft member contained within said outer member, said inner shaft member having a switch attached thereto,

said handle connected to a saddle box, said saddle box utilized to removeably attach said refuse container to said handle,

said switch cooperating with said inner shaft member of said handle to exert pressure on said refuse container thereby causing it to deform and to open to accept refuse, and

at least one segregating flap within said refuse container for retaining refuse within a segregated area of said refuse container thereby permitting a user to pick up additional refuse within said refuse container,

whereby a user may replace said disposable refuse container with a replacement refuse container.

7. (New) The device for picking up refuse of Claim 7 wherein said at least one segregating flap for retaining refuse comprises a pair of flaps whereby upon picking up

refuse a user inverts said device causing said refuse to deflect said pair of flaps and whereupon re-inversion causes said flaps to abut against each other thereby segregating the refuse.

8. (New) A device for picking up refuse comprising:

a disposable, deformable refuse container,

an elongated handle cooperating with said refuse container, said handle having an outer hollow member and inner shaft member contained within said outer member,

said inner shaft member of said handle being utilized to exert pressure on said refuse container thereby causing it to deform and to open to accept refuse, and

at least one segregating flap within said refuse container for retaining refuse within a segregated area of said refuse container thereby permitting a user to pick up additional refuse within said refuse container,

whereby a user may replace said disposable refuse container with a replacement refuse container.

9. (New) The device for picking up refuse of Claim 8 further comprising a saddle for removeably attaching said refuse container to said handle.

10. (New) The device for picking up refuse of Claim 8 further comprising a switch attached to said inner shaft member said switch cooperating with said inner shaft member to exert pressure on said refuse container causing it to deform and to open to receive refuse.

11. (New) The device for picking up refuse of Claim 8 wherein said at least one segregating flap for retaining refuse comprises a pair of flaps whereby upon picking up refuse a user inverts said device causing said refuse to deflect said pair of flaps and

whereupon re-inversion causes said flaps to abut against each other thereby segregating the refuse.